

COPY
BEFORE THE BOARD OF MEDICAL EXAMINERS
OF THE STATE OF NEVADA

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In The Matter of Charges and
Complaint Against
DONALD YARBRO, M.D.,
Respondent.

NO. ~~Case No. 09-6960-1~~
FILED February 27, 2009
Ram Munson
CLERK OF THE BOARD

COMPLAINT

The Investigative Committee of the Nevada State Board of Medical Examiners, composed of Charles N. Held, M.D., Chairman, Jean Stoess, M.A., Member, and Benjamin Rodriguez, M.D., Member, by and through Lyn E. Beggs, General Counsel for the Nevada State Board of Medical Examiners, having a reasonable basis to believe that Donald Yarbrow, M.D., hereinafter referred to as Dr. Yarbrow, has violated the provisions of NRS Chapter 630, hereby issues its formal Complaint, stating the Investigative Committee's charges and allegations, as follows:

1. Dr. Yarbrow is currently licensed in active status, and was so licensed by the Nevada State Board of Medical Examiners, hereinafter referred to as "the Board," on April 9, 1983 (License No. 4777), pursuant to the provisions of Chapter 630 of the Nevada Revised Statutes, and at all times addressed herein was so licensed.

2. Patient A was a thirty-eight year old male at the time of the incidents alleged herein. His true identity is not disclosed to protect his privacy, but his identity is disclosed in the Patient Designation served on Dr. Yarbrow along with a copy of this Complaint.

3. Patient A presented to Concentra Health Services on March 14, 2007 relating that he had fallen backward and had hit his head and twisted his neck while at work. Patient A was seen by a physician at Concentra Health Services who performed a history and physical and ordered x-rays.

9 6. Patient A presented to the emergency room of Spring Valley Hospital the morning
10 of March 15, 2007. At Spring Valley Hospital Patient A related that he had fallen backward at
11 work hitting his head, but also indicated that he had experienced immediate numbness in his hands
12 that did not subside. He did indicate that he had had x-rays taken the previous day at Concentra
13 Health Services.

Count I

20 9. Nevada Revised Statute Section 630.301(4) provides that malpractice is grounds
21 for initiating disciplinary action against a licensee.

11. By reason of the foregoing, Dr. Yarbrow is subject to discipline by the Nevada State Board of Medical Examiners as provided in Section 630.352 of the Nevada Revised Statutes.

27 **WHEREFORE**, the Investigative Committee prays:

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1 1. That the Nevada State Board of Medical Examiners fix a time and place for a
2 formal hearing;

3 2. That the Nevada State Board of Medical Examiners give Dr. Yarbrow notice of the
4 charges herein against him, the time and place set for the hearing, and the possible sanctions
5 against him;

6 3. That the Nevada State Board of Medical Examiners determine what sanctions it
7 determines to impose for the violation or violations committed by Dr. Yarbrow; and

8 4. That the Nevada State Board of Medical Examiners make, issue and serve on Dr.
9 Yarbrow its findings of facts, conclusions of law and order, in writing, that includes the sanctions
10 imposed; and

11 5. That the Nevada State Board of Medical Examiners take such other and further
12 action as may be just and proper in these premises.

13 DATED this 27th day of February, 2009.

14 THE NEVADA STATE BOARD OF MEDICAL EXAMINERS

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17 By: 

18 Lyn E. Beggs

19 General Counsel and Attorney for the Investigative Committee
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VERIFICATION

STATE OF NEVADA)
 : ss.
COUNTY OF DOUGLAS)

CHARLES N. HELD, M.D., having been duly sworn, hereby deposes and states under penalty of perjury that he is the Chairman of the Investigative Committee of the Nevada State Board of Medical Examiners that authorized the complaint against the Respondent herein; that he has read the foregoing Complaint; and that based upon information discovered in the course of the investigation into a complaint against Respondent, he believes that the allegations and charges in the foregoing Complaint against Respondent are true, accurate, and correct.

DATED this 27th day of February, 2009.



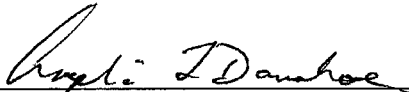
CHARLES N. HELD, M.D.

CERTIFICATE OF MAILING

I hereby certify that I am employed by Nevada State Board of Medical Examiners and that on the 27th day of February 2009, I served a file copy of the COMPLAINT along with a SETTLEMENT, WAIVER & CONSENT AGREEMENT, by mailing via USPS certified return receipt mail to the following:

Linda McKenzie, Esq.
Alverson, Taylor, Mortensen & Sanders
7401 W. Charleston Blvd.
Las Vegas, NV 89117

Dated this 27th day of February 2009.



Angelia Donohoe
Legal Assistant